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ATTORNEYS AT LAW8TH FLOOR  
1100 NORTH GLEBE ROAD  
ARLINGTON, VIRGINIA 22201-4714TELEPHONE: (703) 816-4000  
FACSIMILE: (703) 816-4100  
WRITER'S DIRECT DIAL NUMBER:  
**(703) 816-4019****FACSIMILE COVER SHEET**  
**PLEASE DELIVER IMMEDIATELY!!!!**

Our Ref.: 4398-284

Your Ref.: USSN 10/661,570 Date: March 18, 2005To: Examiner Darwin Erez  
Group Art Unit 3731Firm: U.S. Patent and Trademark OfficeFacsimile No.: 703-872-9306From: Paul T. BowenNumber of Pages (including cover sheet): 3  
(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION,  
PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).Julie Krumpelman  
**FACSIMILE OPERATOR**

ATTACHMENT/S: Exclusive Substitute Power of Attorney

**MESSAGE:** Re: USSN 10/661,570 – KWOK et al.  
Our Docket: 4398-284

Dear Examiner Erez:

Attached hereto is a copy of an Exclusive Substitute Power of Attorney which appoints the undersigned, who is associated with Customer No. 23117, to prosecute and to transact all business in the Patent and Trademark Office in connection with application Serial No. 10/230,169, i.e., the parent application of 10/661,570. Accordingly, Applicants respectfully request that the Terminal Disclaimer filed on February 4, 2005 is appropriate since it was signed by an attorney of record.

Should the Patent Office personnel in charge of this matter have any questions or comments, he or she is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



Paul T. Bowen

Registration No. 38,009

Telephone: 703-816-4019

**CONFIDENTIALITY NOTE**

The documents accompanying this facsimile transmission contain information belonging to Nixon & Vanderhye, which is confidential and/or legally privileged. This information is only intended for the use of the individual or entity named above. IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED. If you have received this facsimile in error, please immediately contact us by telephone to arrange for return of the original documents to us.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

KWOK et al.

Atty. Ref.: 4398-23

Serial No. 10/230,169

Group: 3761

Filed: August 29, 2002

Examiner: D. Erez

For: FOREHEAD SUPPORT FOR FACIAL MASK

\* \* \* \* \*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY  
AND EXCLUSIVE PROSECUTION HEREAFTER BY  
ASSIGNEE UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

ResMed Limited, being the owner of all right, title and interest in the above-identified patent application, hereby revokes all previous powers of attorney in this case, if any, and hereby appoints the attorneys of **Customer Number 23117** individually and collectively its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith, and with the resulting patent.

ResMed Limited also authorizes Nixon & Vanderhye to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

765019

KWOK et al.  
Serial No. 10/230,169

Certificate Under 37 C.F.R. §3.73(b)

ResMed Limited, a corporation having a place of business at 97 Waterloo Road, North Ryde, New South Wales 2113, Australia states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment chain from the inventors to the aforesaid assignee, a copy of the assignment chain being attached and/or recorded at the United States Patent Office on August 29, 2002 at reel 013244, frames 0696, 0702 and 0705 and recorded on August 29, 2002 at reel 013243, frame 0993.

The undersigned (whose title is typed below) is empowered to sign this statement on behalf of ResMed Limited.

ResMed Limited

13 August 2003 By: Paul Green  
Date Name: Paul A. Green  
Title: Patents Officer